

**STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION**

Meeting of Panel C  
September 24, 2012  
11:00 a.m.

---

James R. Thompson Center  
Murdock Room - IDHS  
100 W. Randolph Street, Suite 5-300  
Chicago, Illinois 60601

**MINUTES**

Present: Commissioners

Diane M. Viverito, Panel Chair  
David J. Walsh  
Martin R. Castro

Staff

Donyelle L. Gray  
Evelio Mora  
Christine Welninski  
Sheida Ahmadzadeh (Coles Fellow)  
Stephanie Northrop (Coles Fellow)

**I. Call to Order.**

A meeting of Human Rights Commission Panel C was called to order on September 24, 2012, at 11:00 a.m. by Panel Chair Diane M. Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

A quorum of the public body was present at the meeting.

**II. Consideration of Minutes.**

The minutes of the meeting of June 27, 2012, were approved as submitted by staff. Motion made by Commissioner Walsh, seconded by Commissioner Castro. Motion carried 2 approved, with 1 abstention.

### **III. Requests for Review**

*A) Richard Hickling, Donna Hickling v. 1. Dover Point Condominium Association, 2. McGill Management Inc.*

Charge No.: 2010CH3493

ALS No.: 11-0171

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*B) Kathy Jordan v. Retirement Housing Foundation*

Charge No.: 2010CN2758

ALS No.: 11-0274

The Panel sustained the dismissal of Counts A and B in the above-referenced matter for Lack of jurisdiction and Lack of Substantial Evidence. The Panel vacated the dismissal of Count C of the charge and ordered that Count C be remanded to the DHR for entry of a finding of Substantial Evidence as to Count C. Motion made by Chairman Castro, seconded by Commissioner Viverito. Motion carried 3-0.

*C) Kathy Jordan v. Retirement Housing Foundation*

Charge No.: 2010SA3391

ALS No.: 11-0276

The Panel sustained the dismissal in the above-referenced matter for Lack of Jurisdiction and Lack of Substantial Evidence. Motion made by Commissioner Viverito, seconded by Chairman Castro. Motion carried 3-0.

*D) Diane E. McBain v. Faith Evangelical Lutheran Church and Elementary School*

Charge No.: 2010CA1385

ALS No.: 11-0277

The Panel sustained the dismissal of Count B in the above-referenced matter for Lack of Substantial Evidence. The Panel vacated the dismissal of Count A of the charge and remanded Count A to the Department for further investigation. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*E) Samone King v. Family Dollar*

Charge No.: 2010CF4070

ALS No.: 11-0294

The Panel sustained the dismissal in the above-referenced matter for Lack of Jurisdiction. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*F) Georgette Carter v. Cardinal Fitness of Oak Lawn*

Charge No.: 2010CP2676

ALS No.: 11-0297

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*G) Denis R. King v. University of Illinois Hospital*

Charge No.: 2009CA1470

ALS No.: 11-0299

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*H) Jesse Mansker v. Wal-Mart Stores, Incorporated*

Charge No.: 2010SP1526

ALS No.: 11-0300

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*I) Yara Santiago-Cordero v. Manpower Field Office*

Charge No.: 2008SN4539

ALS No.: 11-0301

The Panel sustained the dismissal in the above-referenced matter for Expiration of Time to File Complaint with the Commission. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*J) Susan Cortese v. PETCO*

Charge No.: 2010CF0216

ALS No.: 11-0305

The Panel vacated the dismissal of the charge in the above-referenced matter and ordered that the matter be remanded to the DHR for entry of a finding of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Viverito. Motion carried 2 in favor, with 1 abstention.

*K) Andrew Haubrich v. P.A.M. Printers and Publishers*

Charge No.: 2010SF2507

ALS No.: 11-0306

The Panel sustained the dismissal of Count A in the above-referenced matter for Lack of Substantial Evidence. The Panel vacated the dismissal of Count B of the charge and ordered that Count B be remanded to the DHR for entry of a finding of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Viverito. Motion carried 3-0.

*L) Roseline C. Akomas v. City of Chicago, Office of Compliance*

Charge No.: 2010CF1373

ALS No.: 11-0135

The Panel sustained the dismissal of Count B and Count D in the above-referenced matter for Lack of Substantial Evidence. The Panel vacated the dismissal of Count A and Count C of the charge and ordered those Counts be remanded to the DHR for entry of a finding of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

**IV. Petitions for Default Order**

*A. Rochelle Brown v. Carmen Hedeane*

Charge No.: 2011CH1345

ALS No.: 12-0519

The Panel voted to grant the Petition. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*B. Robin Smith v. Pitcher Perfect Siding & Windows, Inc.*

Charge No.: 2011SF2969

ALS No.: 12-0520

The Panel voted to grant the Petition. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*C. April Pheasant v. Pitcher Perfect Siding & Windows, Inc.*

Charge No.: 2011SF2970

ALS No.: 12-0521

The Panel voted to grant the Petition. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

**V. Motion for Leave to File in Excess of 30 Pages**

*Bobbette M. Clayton v. East Lake Management Group*

Charge No.: 2012CH2642

ALS No.: 12-0540

The Panel voted to grant the Motion. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

**VI. Adjournment.**

The meeting was adjourned at 12:08 p.m. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray  
General Counsel